



ATLANTA

CLEVELAND

DAYTON

WASHINGTON, D.C.

CINCINNATI

COLUMBUS

NEW YORK

SETH A. LITMAN

Direct Dial: (404) 541-2967

E-Mail: Seth.Litman@ThompsonHine.com

March 10, 2017

Via ECF

The Honorable Paul A. Engelmayer
 United States District Judge
 Thurgood Marshall
 United States Courthouse
 40 Foley Square, Room 2201
 New York, NY 10007-1312

Re: Tatyana Ruzhinskaya v. HealthPort Technologies, et al.
 Civil Action File No. 1:14-cv-02921-PAE

Dear Judge Engelmayer:

We write to report back to the Court as instructed in Your Honor's March 3, 2017, Order (Dkt. #284). This letter has been prepared jointly by the parties.

Lead counsel for the parties to this case have had settlement discussions but have not reached an agreement. At this time, the prospects for settlement appear slim, and plaintiffs have indicated that, based on the parties recent inability to make any progress, neither a settlement conference nor a mediation would be fruitful.

In light of the Court's rulings on the parties' motions in limine, the parties estimate that the trial, not including jury selection, will take three to four days.

The parties respectfully request that Your Honor schedule a final conference to afford the parties an opportunity to provide the Court with scheduling conflicts so that, should the Court be willing to consider that information, a firm trial date workable for both the Court and the parties can be set. To that end, any guidance Your Honor could provide as to the month or months the Court would prefer this trial to take place would be greatly appreciated and would enable the parties to better provide input on available and unavailable dates.

The parties look forward to hearing from Your Honor and to resolving this case, either via settlement or trial, relatively soon.

Thank you.

THOMPSON
HINE

The Honorable Paul A. Engelmayer
March 10, 2017
Page 2

Respectfully Submitted,

THOMPSON HINE LLP

/s/ Seth A. Litman

Seth A. Litman

SAL/tlg

cc: All Counsel of Record (via ECF)